19-23649-rdd Doc 4071 Filed 11/05/21 Entered 11/05/21 17:18:26 Main Document Pg 1 of 14

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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

PURDUE PHARMA L.P., et al.,

Debtors.1

Chapter 11

Case No. 19-23649 (RDD)

(Jointly Administered)

AGENDA FOR NOVEMBER 9, 2021 HEARING

Time and Date of Hearing: November 9, 2021 at 10:00 a.m. (prevailing Eastern Time)

Location of Hearing:

In accordance with General Order M-543 ("General Order M-543"), dated March 20, 2020, the Hearing will only be conducted via Zoom® videoconference. Any parties wishing to **participate in** the Hearing are required to register their appearance by 4:00 p.m. (prevailing Eastern Time) the day before the Hearing at https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl.

Members of the public who wish to listen to, <u>but not participate</u> <u>in</u>, the Hearing free of charge may do so by calling the following muted, listen-only number: 1-844-992-4726, access code 26304761939##

1

¹ The Debtors in these cases, along with the last four digits of each Debtor's registration number in the applicable jurisdiction, are as follows: Purdue Pharma L.P. (7484), Purdue Pharma Inc. (7486), Purdue Transdermal Technologies L.P. (1868), Purdue Pharma Manufacturing L.P. (3821), Purdue Pharmaceuticals L.P. (0034), Imbrium Therapeutics L.P. (8810), Adlon Therapeutics L.P. (6745), Greenfield BioVentures L.P. (6150), Seven Seas Hill Corp. (4591), Ophir Green Corp. (4594), Purdue Pharma of Puerto Rico (3925), Avrio Health L.P. (4140), Purdue Pharmaceutical Products L.P. (3902), Purdue Neuroscience Company (4712), Nayatt Cove Lifescience Inc. (7805), Button Land L.P. (7502), Rhodes Associates L.P. (N/A), Paul Land Inc. (7425), Quidnick Land L.P. (7584), Rhodes Pharmaceuticals L.P. (6166), Rhodes Technologies (7143), UDF LP (0495), SVC Pharma LP (5717) and SVC Pharma Inc. (4014). The Debtors' corporate headquarters is located at One Stamford Forum, 201 Tresser Boulevard, Stamford, CT 06901.

Copies of Motions:

A copy of each pleading can be viewed on the Court's website at http://www.nysb.uscourts.gov and the website of the Debtors' notice and claims agent, Prime Clerk LLC at https://restructuring.primeclerk.com/purduepharma.

I. CONTESTED MATTERS:

1. U.S. Trustee Motion for Stay Pending Appeal. Motion for Stay Pending Appeal / Memorandum of Law In Support of United States Trustee's Expedited Motion for a Stay of Confirmation Order and Related Orders Pending Appeal Pursuant to Federal Rule of Bankruptcy Procedure 8007 [ECF No. 3778]

- A. Ad Hoc Committee's Objection to Stay Motions [ECF No. 4002]
- B. Tribal Group's Joinder to Ad Hoc Committee's Objection to Stay Motions [ECF No. 4003]
- C. Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4006]
- D. The Ad Hoc Committee of NAS Children's Joinder to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4009]
- E. Joinder of the Private Insurance Ratepayers to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4010]
- F. Joinder of the Blue Cross and Blue Shield Association to the Official Committee of Unsecured Creditors' Opposition to Motions for Stay Pending Appeal [ECF No. 4011]
- G. The Ad Hoc Group of Individual Victims' (I) Objection to the United States Trustee's and Certain Public Creditors' Motion for Stay Pending Appeal and (II) Joinder in the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4012]
- H. Debtors' Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4014]
- I. Opposition of the MSGE Group to the Motions to Stay Pending Appeal [ECF No. 4016]

J. Joinder to the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal behalf of Ad Hoc Group of Hospitals [ECF No. 4017]

Reply:

A. Reply in Support of United States Trustee's Motion for a Stay of Confirmation Order and Related Orders Pending Appeal Pursuant to Federal Rule of Bankruptcy Procedure 8007 [ECF No. 4050]

- A. Order signed on 9/15/2021 Granting Motion (I) Authorizing the Debtors to Fund Establishment of the Creditor Trusts, the Master Disbursement Trust and Topco, (II) Directing Prime Clerk LLC to Release Certain Protected Information, and (III) Granting Other Related Relief [ECF No. 3773]
- B. United States Trustee's Ex Parte Motion For An Order Shortening Notice And Scheduling Hearing With Respect To The United States Trustees Expedited Motion For A Stay Of Confirmation Order And Related Orders Pending Appeal Pursuant To Federal Rule Of Bankruptcy Procedure 8007 [ECF No. 3779]
- C. Modified Bench Ruling on Request for Confirmation of Eleventh Amended Joint Chapter 11 Plan Signed on 9/17/2021 [ECF No. 3786]
- D. Findings of Fact, Conclusions of Law, and Order Confirming the Twelfth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and its Affiliated Debtors Signed on 9/17/20 [ECF No. 3787]
- E. Amended Motion for Stay Pending Appeal/Amended Memorandum of Law In Support Of United States Trustee's Expedited Motion For A Stay Of Confirmation Order And Related Orders Pending Appeal Pursuant To Federal Rule Of Bankruptcy Procedure 8007 [ECF No. 3801]
- F. Motion to Stay / Memorandum of Law in Support of United States Trustee's Expedited Motion to Extend the Automatic Stay of the Confirmation Order and for a Limited Stay of the Related Orders Pending Resolution of His Expedited Motion for a Stay Pending Appeal [ECF No. 3803]
- G. United States Trustee's Ex Parte Motion for an Order Shortening Notice and Scheduling Hearing with Respect to the United States Trustee's Expedited Motion to Extend the Automatic Stay of the Confirmation Order and for a Limited Stay of the Related Orders

- Pending Resolution of His Expedited Motion for a Stay Pending Appeal [ECF No. 3804]
- H. Notice of Listen-Only Dial-in for Status and Scheduling Conference [ECF No. 3838]
- Second Amended Memorandum Of Law In Support Of United States Trustees Amended Expedited Motion For A Stay Of Confirmation Order And Related Orders Pending Appeal Pursuant To Federal Rule Of Bankruptcy Procedure 8007 [ECF No. 3972]
- J. Blackline Second Amended Memorandum Of Law In Support Of United States Trustee's Amended Expedited Motion For A Stay Of Confirmation Order And Related Orders Pending Appeal Pursuant To Federal Rule Of Bankruptcy Procedure 8007 [ECF No. 3973]
- K. Declaration of John M. Guard in Support of Ad Hoc Committee's Opposition to Motions for Stay Pending Appeal [ECF No. 4002 at pp. 24-31]
- L. Declaration of Cheryl Juaire in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4007]
- M. Declaration of Kara Trainor in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4008]
- N. Debtors' Motion for Leave to Exceed the Page Limit in Filing Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4013]
- O. Declaration of Jesse DelConte [ECF No. 4015]
- P. Declaration of Colin Jorgensen [ECF No. 4016-1]
- Q. Supplemental Designation of Record in Rebuttal and Support of Second Amended Memorandum of Law in Support of United States Trustee's Amended Expedited Motion for a Stay of Confirmation Order and Related Order Pending Appeal Pursuant to Federal Rule of Bankruptcy Procedure 9008 [ECF 4043]
- R. Motion to Exceed Page Limit in Filing Reply in Support of United States Trustee's Motion for a Stay of Confirmation Order and Related Orders Pending Appeal Pursuant to Federal Rule of Bankruptcy Procedure 8007 [ECF No. 4049]

2. Washington and Connecticut States Stay Motion. Motion of the States of Washington and Connecticut for a Stay Pending Appeal [ECF No. 3789]

Responses Received:

- A. Ad Hoc Committee's Objection to Stay Motions [ECF No. 4002]
- B. Tribal Group's Joinder to Ad Hoc Committee's Objection to Stay Motions [ECF No. 4003]
- C. Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4006]
- D. The Ad Hoc Committee of NAS Children's Joinder to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4009]
- E. Joinder of the Private Insurance Ratepayers to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4010]
- F. Joinder of the Blue Cross and Blue Shield Association to the Official Committee of Unsecured Creditors' Opposition to Motions for Stay Pending Appeal [ECF No. 4011]
- G. The Ad Hoc Group of Individual Victims' (I) Objection to the United States Trustee's and Certain Public Creditors' Motion for Stay Pending Appeal and (II) Joinder in the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4012]
- H. Debtors' Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4014]
- I. Opposition of the MSGE Group to the Motions to Stay Pending Appeal [ECF No. 4016]
- J. Joinder to the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal behalf of Ad Hoc Group of Hospitals [ECF No. 4017]

Reply:

A. Reply in Further Support of Motion of the States of Washington and Connecticut for a Stay Pending Appeal [ECF No. 4051]

- A. Modified Bench Ruling on Request for Confirmation of Eleventh Amended Joint Chapter 11 Plan Signed on 9/17/2021 [ECF No. 3786]
- B. Findings of Fact, Conclusions of Law, and Order Confirming the Twelfth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and its Affiliated Debtors Signed on 9/17/20 [ECF No. 3787]
- C. Declaration of John M. Guard in Support of Ad Hoc Committee's Opposition to Motions for Stay Pending Appeal [ECF No. 4002 at pp. 24-31]
- D. Declaration of Cheryl Juaire in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4007]
- E. Declaration of Kara Trainor in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4008]
- F. Debtors' Motion for Leave to Exceed the Page Limit in Filing Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4013]
- G. Declaration of Jesse DelConte [ECF No. 4015]
- H. Declaration of Colin Jorgensen [ECF No. 4016-1]

3. State of Maryland Stay Motion. Motion for Stay Pending Appeal of Confirmation and Trust Advances Orders [ECF No. 3845]

- A. Ad Hoc Committee's Objection to Stay Motions [ECF No. 4002]
- B. Tribal Group's Joinder to Ad Hoc Committee's Objection to Stay Motions [ECF No. 4003]
- C. Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4006]
- D. The Ad Hoc Committee of NAS Children's Joinder to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4009]

- E. Joinder of the Private Insurance Ratepayers to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4010]
- F. Joinder of the Blue Cross and Blue Shield Association to the Official Committee of Unsecured Creditors' Opposition to Motions for Stay Pending Appeal [ECF No. 4011]
- G. The Ad Hoc Group of Individual Victims' (I) Objection to the United States Trustee's and Certain Public Creditors' Motion for Stay Pending Appeal and (II) Joinder in the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4012]
- H. Debtors' Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4014]
- I. Opposition of the MSGE Group to the Motions to Stay Pending Appeal [ECF No. 4016]
- J. Joinder to the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal behalf of Ad Hoc Group of Hospitals [ECF No. 4017]

Reply:

A. Reply in Support of State of Maryland's Motion for Stay of Confirmation Orders [3786, 3787] and Trust Advances Order [3773] Pending Appeal [ECF No. 4048]

- A. Order signed on 9/15/2021 Granting Motion (I) Authorizing the Debtors to Fund Establishment of the Creditor Trusts, the Master Disbursement Trust and Topco, (II) Directing Prime Clerk LLC to Release Certain Protected Information, and (III) Granting Other Related Relief [ECF No. 3773]
- B. Modified Bench Ruling on Request for Confirmation of Eleventh Amended Joint Chapter 11 Plan Signed on 9/17/2021 [ECF No. 3786]
- C. Findings of Fact, Conclusions of Law, and Order Confirming the Twelfth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and its Affiliated Debtors Signed on 9/17/20 [ECF No. 3787]
- D. Declaration of John M. Guard in Support of Ad Hoc Committee's Opposition to Motions for Stay Pending Appeal [ECF No. 4002 at pp. 24-31]

- E. Declaration of Cheryl Juaire in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4007]
- F. Declaration of Kara Trainor in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4008]
- G. Debtors' Motion for Leave to Exceed the Page Limit in Filing Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4013]
- H. Declaration of Jesse DelConte [ECF No. 4015]
- I. Declaration of Colin Jorgensen [ECF No. 4016-1]

4. Ronald Bass Stay Motion. Motion for Stay Pending Appeal [ECF No. 3860]

- A. Ad Hoc Committee's Objection to Stay Motions [ECF No. 4002]
- B. Tribal Group's Joinder to Ad Hoc Committee's Objection to Stay Motions [ECF No. 4003]
- C. Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4006]
- D. The Ad Hoc Committee of NAS Children's Joinder to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4009]
- E. Joinder of the Private Insurance Ratepayers to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4010]
- F. Joinder of the Blue Cross and Blue Shield Association to the Official Committee of Unsecured Creditors' Opposition to Motions for Stay Pending Appeal [ECF No. 4011]
- G. The Ad Hoc Group of Individual Victims' (I) Objection to the United States Trustee's and Certain Public Creditors' Motion for Stay Pending Appeal and (II) Joinder in the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4012]

- H. Debtors' Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4014]
- I. Opposition of the MSGE Group to the Motions to Stay Pending Appeal [ECF No. 4016]
- J. Joinder to the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal behalf of Ad Hoc Group of Hospitals [ECF No. 4017]

Reply: None

Related Documents:

- A. Modified Bench Ruling on Request for Confirmation of Eleventh Amended Joint Chapter 11 Plan Signed on 9/17/2021 [ECF No. 3786]
- B. Findings of Fact, Conclusions of Law, and Order Confirming the Twelfth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and its Affiliated Debtors Signed on 9/17/20 [ECF No. 3787]
- C. Declaration of John M. Guard in Support of Ad Hoc Committee's Opposition to Motions for Stay Pending Appeal [ECF No. 4002 at pp. 24-31]
- D. Declaration of Cheryl Juaire in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4007]
- E. Declaration of Kara Trainor in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4008]
- F. Debtors' Motion for Leave to Exceed the Page Limit in Filing Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4013]
- G. Declaration of Jesse DelConte [ECF No. 4015]
- H. Declaration of Colin Jorgensen [ECF No. 4016-1]

Status: This matter is going forward on a contested basis.

5. Canadian Creditors Stay Motion. Motion for Stay Pending Appeal filed by Allen J. Underwood on behalf of Certain Canadian Municipality Creditors and Canadian First Nation Creditors [ECF No. 3873]

Responses Received:

- A. Ad Hoc Committee's Objection to Stay Motions [ECF No. 4002]
- B. Tribal Group's Joinder to Ad Hoc Committee's Objection to Stay Motions [ECF No. 4003]
- C. Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4006]
- D. The Ad Hoc Committee of NAS Children's Joinder to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4009]
- E. Joinder of the Private Insurance Ratepayers to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4010]
- F. Joinder of the Blue Cross and Blue Shield Association to the Official Committee of Unsecured Creditors' Opposition to Motions for Stay Pending Appeal [ECF No. 4011]
- G. The Ad Hoc Group of Individual Victims' (I) Objection to the United States Trustee's and Certain Public Creditors' Motion for Stay Pending Appeal and (II) Joinder in the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4012]
- H. Debtors' Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4014]
- I. Opposition of the MSGE Group to the Motions to Stay Pending Appeal [ECF No. 4016]
- J. Joinder to the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal behalf of Ad Hoc Group of Hospitals [ECF No. 4017]

Reply:

A. Reply of Certain Canadian Municipality Creditors and Appellants and Certain Canadian First Nations Creditors and Appellants in Support of Their Motion for the Granting by the Bankruptcy Court of a Stay Pending Appeals [ECF No. 4052]

Related Documents:

A. Modified Bench Ruling on Request for Confirmation of Eleventh Amended Joint Chapter 11 Plan Signed on 9/17/2021 [ECF No. 3786]

- B. Findings of Fact, Conclusions of Law, and Order Confirming the Twelfth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and its Affiliated Debtors Signed on 9/17/20 [ECF No. 3787]
- C. Declaration of John M. Guard in Support of Ad Hoc Committee's Opposition to Motions for Stay Pending Appeal [ECF No. 4002 at pp. 24-31]
- D. Declaration of Cheryl Juaire in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4007]
- E. Declaration of Kara Trainor in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4008]
- F. Debtors' Motion for Leave to Exceed the Page Limit in Filing Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4013]
- G. Declaration of Jesse DelConte [ECF No. 4015]
- H. Declaration of Colin Jorgensen [ECF No. 4016-1]

6. *Ellen Isaacs Stay Motion*. Motion of Ellen Isaacs, Deceased Patrick Ryan Wroblewski & the American People for a Stay Pending Appeal [ECF No. 3890]

- A. Ad Hoc Committee's Objection to Stay Motions [ECF No. 4002]
- B. Tribal Group's Joinder to Ad Hoc Committee's Objection to Stay Motions [ECF No. 4003]
- C. Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4006]
- D. The Ad Hoc Committee of NAS Children's Joinder to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4009]
- E. Joinder of the Private Insurance Ratepayers to Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4010]

- F. Joinder of the Blue Cross and Blue Shield Association to the Official Committee of Unsecured Creditors' Opposition to Motions for Stay Pending Appeal [ECF No. 4011]
- G. The Ad Hoc Group of Individual Victims' (I) Objection to the United States Trustee's and Certain Public Creditors' Motion for Stay Pending Appeal and (II) Joinder in the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4012]
- H. Debtors' Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4014]
- I. Opposition of the MSGE Group to the Motions to Stay Pending Appeal [ECF No. 4016]
- J. Joinder to the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal behalf of Ad Hoc Group of Hospitals [ECF No. 4017]

Reply: None

- A. Modified Bench Ruling on Request For Confirmation Of Eleventh Amended Joint Chapter 11 Plan Signed on 9/17/2021 [ECF No. 3786]
- B. Findings of Fact, Conclusions of Law, and Order Confirming the Twelfth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and its Affiliated Debtors Signed on 9/17/20 [ECF No. 3787]
- C. Declaration of John M. Guard in Support of Ad Hoc Committee's Opposition to Motions for Stay Pending Appeal [ECF No. 4002 at pp. 24-31]
- D. Declaration of Cheryl Juaire in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4007]
- E. Declaration of Kara Trainor in Support of the Opposition of the Official Committee of Unsecured Creditors to Motions for Stay Pending Appeal [ECF No. 4008]
- F. Debtors' Motion for Leave to Exceed the Page Limit in Filing Memorandum of Law in Opposition to the Motions for Stays of the Confirmation Order and the Advance Order Pending Appeal [ECF No. 4013]

19-23649-rdd Doc 4071 Filed 11/05/21 Entered 11/05/21 17:18:26 Main Document Pg 13 of 14

- G. Declaration of Jesse DelConte [ECF No. 4015]
- H. Declaration of Colin Jorgensen [ECF No. 4016-1]

Status: This matter is going forward on a contested basis.

Dated: November 5, 2021

New York, New York

DAVIS POLK & WARDWELL LLP

By: /s/Eli J. Vonnegut Eli J. Vonnegut

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